Writ Petition No. 722 (M/B) of 2001

Director, central soil and
Water Conservation Research
& Training Institute ……Petitioner

Versus

Presiding Officer.
Central Government Industrial
Tribunal-cum- Labour Court
Sarvodya Nagar Kanpur and another ……Respondents

…….

Hon. A.A. Desai, C.J.
Hon. M.C. Jain, J.

Sri Rakesh Thapliyal, counsel for the Union of India, appeared, for the petitioner.

Union of Indian made an unsuccessful attempt to assail the Award passed by the Industrial Court granting status of a temporary employee and consequential benefits to the deceased workman. According to the learned counsel for the Union of India, the deceased workman had not completed 240 days as envisaged by the Notification as on 1.9.1993. In his submission at the relevant time he completed only 203 days. The controversy terms on facts. The Tribunal having regard on the material brought on record reached a conclusion that the deceased workman had completed the prescribed days. We do not see any substantial infirmity in the reasoning and finding.

The petition is without any merit and hence dismissed.

Dt. 2.8.2001
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(M.C. Jain, J.) (A.A. Desai, C.J)